



RCE
JRS

PATENT

ATTORNEY DOCKET NO. MOT016-210333

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Ardavan Bahraini	
Application No.: 09/735,676	
Filed: December 13, 2000	Art Unit: 2614
For: SELECTION BETWEEN AN IN-BAND AND AN OUT-OF-BAND CHANNEL FOR DOWNLOADING CODE TO A SET TOP BOX	Examiner: John Manning

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR CONTINUED EXAMINATION (RCE)
(37 C.F.R. 1.114)

1. Applicant hereby requests continued examination, in accordance with 37 C.F.R. § 1.114, for the above-identified application.

TIME REQUEST IS BEING MADE

2. This request is being submitted prior to abandonment of the application.

FIRST CLASS MAIL CERTIFICATE

I hereby certify that this paper or fee is being deposited with the United States Postal Service as First Class Mail under 37 CFR 1.8 and is addressed to Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.


Michelle Heron

12/28/04
Date

12/28/2004 HDEMESS1 00000072 09735676

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790.00 OP

ENCLOSURES

3. Enclosed herewith is/are:

- ☐ An Information Disclosure Statement (37 C.F.R. § 1.98)
- ☒ An amendment/reply
- ☐ Affidavit(s)/Declaration(s)
- ☐ New evidence in support of patentability
- ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____.
- ☐ Consider the arguments in the Appeal Brief previously filed on _____.

FEE FOR REQUEST (37 C.F.R. § 1.17(e)).

4. This application is on behalf of:

- ☐ Small entity (and status is still as small entity)\$395.00
- ☒ Other than a small entity\$790.00

Continued Prosecution Request Fee \$ _____

FEE FOR CLAIMS

5. The fee for claims (37 C.F.R. § 1.16(b)-(d)) has been calculated as shown below:

CLAIMS AS AMENDED					
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	10-	20 =	0	x \$18.00	0
INDEP. CLAIMS	2-	3 =	0	x \$84.00	0
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					0

- (a) ☒ No additional fee is required.
- (b) ☐ Total additional fee required is \$ _____.

EXTENSION OF TIME

6. The proceedings herein are for a patent application, and the provisions of 37 C.F.R. § 1.136(a) apply.

(a)[] Applicant petitions for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a)(1)-(4), for the total number of months checked below:

Extension for (months)	Fee for other than small entity	Fee for small entity
[] one month	\$ 120.00	\$ 60.00
[] two months	\$ 450.00	\$ 225.00
[✓] three months	\$1020.00	\$ 510.00
[] four months	\$1590.00	\$1080.00

Fee: \$1,020.00

If an additional extension of time is required, please consider this a petition therefor.

[] An extension for _____ months has already been secured, and the fee paid therefor of \$ _____ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$ 1,020.00

(b)[] Applicant believes that no extension of time is required. However, this is a conditional petition and authorization to pay the necessary fees to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

TOTAL FEE(S) DUE

7. The total fee(s) due is/are:

Request for Continued Examination Fee (§ 1.17(e)) \$ 790.00

Fee(s) for additional claims (if any) (§ 1.16(b)-(d)) \$ 0

Extension of time fee (if any) (§ 1.17(a)(1)-(4)) \$ 1,020.00

Total Fee(s) Due \$ 1,810.00

PAYMENT OF FEE(S) DUE

8. Please pay the fee(s) for this continued examination application as follows:

[✓] Checks attached totaling \$ 1,810.00

[] Charge Account _____ the sum of \$ _____

[] Charge Credit Card the sum of \$ _____

Please charge any required additional fee(s) for § 1.17(e), § 1.16(b)-(d) and/or § 1.17(a)(1)-(4) to Deposit Account No. 23-2820.

INVENTORSHIP

9. This application as amended names as inventors:

☐ the same inventors as previously designated for the claims.

☐ fewer than the inventors previously designated and a statement accompanies this request for the deletion of the name or names of the person or persons who are not inventors of the invention now being claimed.

☐ a person not named previously as an inventor and a petition under 37 C.F.R. § 1.48 is/has separately: ☐ being filed ☐ been filed.

DEFERRAL OF EXAMINATION

10. ☐ Applicant requests a Suspension of Action under 37 C.F.R. § 1.103 (c) for a period of _____ months.

Respectfully submitted,



Richard C. Weinblatt, Reg. No. 45,500

Attorney for Applicant

Wolf, Block, Schorr and Solis-Cohen LLP

1650 Arch Street - 22nd Floor

Philadelphia, PA 19103-2097

215-977-2348